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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/048,137	06/12/2002	Christian Collette	136.169	2745

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EXAMINER

DOAN, KIET M

ART UNIT PAPER NUMBER

2683

DATE MAILED: 04/20/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/048,137

Applicant(s)

COLLETTE, CHRISTIAN

Examiner

Kiet Doan

Art Unit

2683

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 04 December 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-6 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-6 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 01/22/02 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 03/13/02.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

Response to Amendment

This office action is response to Amendment filed on December 04, 2004.

Claims 1-6 are amended.

Response to Arguments

Applicant's arguments with respect to claims 1-6, filed Dec 04, 2004 have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 102

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

1. **Claims 1-6** are rejected under 35 U.S.C. 102(e) as being anticipated by Isomursu et al. (Patent No. 6,370,389).

Consider **claim 1**, Isomursu teaches a server for controlling telecommunications computer equipment (C3, L19-24 teach server which controlling telecommunication) comprising: a digital transmission link to said equipment, command for the reception and interpretation of short messages service (SMS) or user-to-user signaling (UUS) short messages including command and mean for the sending of said commands to said telecommunications or computer equipment through said digital transmission link, (C4, L26-42, teach digital communication system means as transmission in digital link in SMS) where [[that]] the commands received by the server [[40]] are sent by a telecommunications terminal and include a call number of a telecommunications

terminal [(14)], and where that the equipment comprises means to call back the terminal that is the sender of the short message and means for linking said sender terminal with the telecommunications terminal [(14)] identified by said call number (C5, L34-53, C7, L56-67, C8, L1-15 teach service of SMS which provide by server and call back).

Consider **claim 2**, Isomursu teaches a control device comprising: a server for controlling telecommunications computer equipment (C3, L19-24) comprising: a digital transmission link to said equipment, command for the reception and interpretation of short messages service (SMS) or user-to-user signaling (UUS) short messages including command and means for the sending of said commands to said telecommunications or computer equipment through said digital transmission link (C4, L26-42, teach digital communication system means as transmission in digital link in SMS) where the commands received by the server are sent by a telecommunications terminal and include a call number of a telecommunications terminal, and where that the equipment comprises means to call back the terminal that is the sender of the short message and means for linking said sender terminal with the telecommunications terminal identified by said call number, and wherein the telecommunication [(and)] or computer equipment is a piece of interactive equipment capable, in return, of sending short messages to said server addressed to the terminal that [(has)] sent the command (C5, L34-53, C7, L56-67, C8, L1-15 teach service of SMS which provide by server and call

back. Fig.2 Illustrate GTW as server/computer which sending short messages to said server addressed to the terminal).

Consider **claim 3**, Isomursu teaches a control device comprising: a server for controlling telecommunications computer equipment (C3, L19-24) comprising: a digital transmission link to said equipment, command for the reception and interpretation of short messages service (SMS) or user-to-user signaling (UUS) short messages including command and mean for the sending of said commands to said telecommunications or computer equipment through said digital transmission link (C4, L26-42, teach digital communication system means as transmission in digital link in SMS) where the commands received by the server are sent by a telecommunications terminal and include a call number of a telecommunications terminal, and where that the equipment comprises means to call back the terminal that is the sender of the short message and means for link said sender terminal with the telecommunications terminal identified by said call number (C5, L34-53, C7, L56-67, C8, L1-15 teach service of SMS which provide by server and call back. Fig.2 Illustrate GTW as server/computer which sending short messages to said server addressed to the terminal) and a plurality of telecommunications terminals capable of sending SMS or UUS short messages conveying command parameters address to said server [[40]] for the activation [[and]] or programming of said telecommunications [[and]] or computer equipment or pieces of equipment (C4, L58-67, C5, L1-32, Fig.2, Illustrate plurality of MS which sending SMS).

Consider **claim 4**, Isomursu teaches the control system of wherein the terminals are mobile telephone terminal, and the short messages being are SMS messages (Abstract, C4, L60-64, Fig.2, Illustrate are mobile telephone terminal which messages being are SMS messages).

Consider **claim 5**, Isomursu teaches the control system of wherein the terminals are integrated services digital network (ISDN) digital terminals, and the short messages being are UUS messages (C4, L26-40)

Consider **claim 6**, Isomursu teaches the control system of wherein the short messages maybe pre-programmed in the terminals (C7, L6-51, teach pre-store short meassage in the terminal).

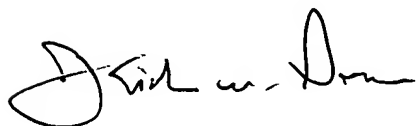
Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kiet Doan whose telephone number is 571-272-7863. The examiner can normally be reached on 8am - 5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Trost can be reached on 571-272-7872. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2683

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Kiet Doan
Patent Examiner



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